

1 DENNIS J. HERRERA, State Bar #139669  
2 City Attorney  
3 JOANNE HOEPER, State Bar #114961  
Chief Trial Deputy  
4 SCOTT D. WIENER, State Bar #189266  
Deputy City Attorney  
Fox Plaza  
1390 Market Street, 6<sup>th</sup> Floor  
5 San Francisco, California 94102-5408  
Telephone: (415) 554-4283  
6 Facsimile: (415) 554-3837

7 Attorneys for Defendant  
CITY AND COUNTY OF SAN FRANCISCO

8  
9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 ALEXIS BAUTISTA, an individual,

12 Plaintiff,

13 vs.

14 CITY AND COUNTY OF SAN  
FRANCISCO, SAN FRANCISCO  
15 POLICE DEPARTMENT, SAN  
FRANCISCO POLICE OFFICER  
16 WILLIAMS, SAN FRANCISCO POLICE  
SERGEANT ESPINOZA, SAN  
17 FRANCISCO POLICE OFFICER LUM,  
DOES 1 to 20, Inclusive,

18 Defendants.

19 Case No. C07-5434 EMC

20  
21  
22  
23  
24  
25  
26  
27  
28  
**DECLINATION TO PROCEED  
BEFORE A MAGISTRATE JUDGE  
AND REQUEST FOR  
REASSIGNMENT TO A UNITED  
STATES DISTRICT JUDGE**

1 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

2 Defendant City and County of San Francisco hereby declines to consent to the assignment of  
3 this case to a United States Magistrate Judge for trial and disposition and hereby requests the  
4 reassignment of this case to a United States District Judge.

5  
6 Dated: October 29, 2007

7 DENNIS J. HERRERA  
8 City Attorney  
9 JOANNE HOEPER  
10 Chief Trial Deputy  
11 SCOTT D. WIENER  
12 Deputy City Attorney

13 -/s/- *Scott D. Wiener*

14 By: \_\_\_\_\_

15 SCOTT D. WIENER  
16 Attorneys for Defendant  
17 CITY AND COUNTY OF SAN FRANCISCO